



*Section 8*

I hereby certify that this paper or fee is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on October 27, 1998.

JAMES C. SIMMONS

Name

*James C. Simmons*  
Signature  
October 27, 1998

Date of signature

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:  
Cohen et al

Serial no. 09/110,376

Filed: May 12, 1998

For: METHODS FOR IDENTIFYING OR DIAGNOSING CARCINOMA CELLS WITH METASTATIC POTENTIAL BASED ON THE MEASUREMENT OF LYMPHOID GENES OR THEIR PRODUCTS IN CARCINOMA CELLS

Art Unit: 1643

**COMPLETION OF FILING REQUIREMENTS**

Assistant Commissioner for Patents  
Washington, DC 20231  
Attention: Box Missing Parts

Sir:  
In response to the Notice dated July 27, 1998, enclosed are

1. Declaration
3. A check for \$460 for the filing fee and surcharge at the small entity rate
3. Small Entity Declaration
4. Petition and fee for a one-month extension of time
5. A copy of the Notice

It is believed that the above will complete the filing requirements for the above-identified application.

Respectfully submitted,

*James C. Simmons*  
James C. Simmons  
Reg. no. 28,474  
Phone (716) 632-7702

11 Falmouth Lane  
Williamsville, NY 14221

NOV 12 1998



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
09/110,876	05/12/98	COHEN	

024270727

THE LAW OFFICE OF JAMES L. SIMMONS  
11 FALMOUTH LANE  
WILLIAMSVILLE, NY 14221

NOT ASSIGNED

14428

DATE MAILED:

07/27/98

**NOTICE TO FILE MISSING PARTS OF APPLICATION**  
*Filing Date Granted*

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of  \$65.00 for a small entity in compliance with 37 CFR 1.27, or  \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a  
 small entity (statement filed)  non-small entity is \$ 420.

1. The statutory basic filing fee is:

missing.  
 insufficient.

Applicant must submit \$ 790 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

2. Additional claim fees of \$ \_\_\_\_\_, including any multiple dependent claim fees, are required.

\$ \_\_\_\_\_ for \_\_\_\_\_ independent claims over 3.

\$ \_\_\_\_\_ for \_\_\_\_\_ dependent claims over 20.

\$ \_\_\_\_\_ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

3. The oath or declaration:

is missing or unexecuted.  
 does not cover the newly submitted items.  
 does not identify the application to which it applies.  
 does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

11/04/98 A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

7. Your filing receipt was mailed in error because your check was returned without payment.

01/FC:208 The application does not comply with the Sequence Rules.

02/FC:201 See attached "Notice to Comply With Sequence Rules 37 CFR 1.821-1.825."

03/FC:215 55.00  5. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

***A copy of this notice MUST be returned with the reply.***